

12-21-04

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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.

21419 - 90114

In Re Application Of: Matthew B. Wheeler

DEC 20 2004

PTO
PATENT & TRADEMARK OFFICE

| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|---------------|--------------|----------------|------------------|
| 08/410,539 | 03-24-1995 | Thaian N. Ton | 23644 | 1632 | 2654 |

Invention: Transgenic Ungulate Compositions and Methods

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated June 29, 2004 finally rejecting Claim(s) 1-6 and 9-12.

The fee for this Notice of Appeal is: \$500.00

- A check in the amount of the fee is enclosed.
- The Director has already been authorized to charge fees in this application to a Deposit Account.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 120-0913
- Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Signature

Dated: December 20, 2004

2/29/2004 SSITHIB1 00000086 120913 08410539

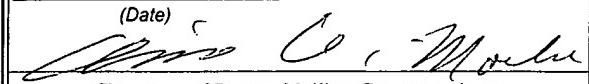
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EXPRESS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on December 20, 2004.

(Date)

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|  |
| Signature of Person Mailing Correspondence |
| Alice O. Martin |
| Typed or Printed Name of Person Mailing Correspondence |

cc:

OIP/E/JCM

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